

05/17/2010

1237815 - R8 SDMS

NOTICE OF INTENT TO ACCESS PROPERTIES

IN AND AROUND THE ST. LOUIS TUNNEL AND SURROUNDING AREAS
RICO-ARGENTIN MINE SITE
RICO, DOLORES COUNTY, COLORADO

May 17, 2010

VIA EMAIL

and

OVERNIGHT FEDERAL EXPRESS MAIL

FED Ex Bill # _____

Owner(s) Name: Wayne Webster Estate
Janice Graham, Personal Representative

Owner(s) Address: _____

Legal Description of Properties: Parcel "D" - Mervin and Martha Lode, Patent No. 1115034, Mineral Survey No. 20619, in Sections 24 and 25, T40N, R11W, NMPM, Dolores County, Colorado

Parcel "E" - A Portion of Martha Lode, Patent No. 1115034, Mineral Survey No. 20619, in Sections 24 and 25, T40N, R11W, NMPM, Dolores County, Colorado

webster Parcel "F" - All of the Homestake and Little Cora Consolidated Placer, Patent No. 14903, Mineral Survey No. 410 lying east of the Dolores River, Dolores County, Colorado

Pursuant to Paragraph 25 of the Consent Decree (Civil Action No. 99-MK-1386 (OES) between the United States, the State of Colorado, and the Estate of Webster Estate, et al., the United States Environmental Protection Agency (EPA) is hereby providing notice of the need for EPA, its officers, employees, and authorized representatives to enter and have continued access to the property for the following purposes:

1. The taking of such soil, water, and air samples as may be determined to be necessary;
2. The sampling of any solids or liquids stored or disposed of onsite;
3. The drilling of holes and installation of monitoring wells for subsurface investigation; and,
4. Other actions related to the investigation of surface or subsurface contamination.

I understand that these actions by EPA are undertaken pursuant to its response and enforcement responsibilities under the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), 42 U.S.C. §§ 9601, et seq.